IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CONTEMPT PETITION NO.83 OF 2004

IN

WRIT PETITION NO.1821 OF 2003

Mr.Abbas J. Thaver ... Petitioner
(Orig.Petitioner)

V/s

1 The Municipal Corporation of
Greater Mumbai & Others ... Respondents
(Orig.Respondents)

Mr. V.J. Hegde for petitioner

Ms.Shobha Ajithkumar for respondents

Coram : A.S. Aguiar, J.

Date : 25th February,2005.

P.C.

. Learned advocate for respondent No.1 states that BMC has filed their reply to the contempt petition pointing out that notices issued under section 53(1) of M.R.T.P.Act could not be pursued due to certain administrative difficulties like election duties and absence of Assistant Engineer. Respondent No.1 has also taken steps under section 53(7) of M.R.T.P.Act for prosecution of respondents No.2,3,4 and 5.

Since there is some delay in implementing the order of this court dated 17/06/2004, the respondent No.1 tenders unconditional apology to the court. It is pointed

out

that non-implementation of order of this court dated 17/06/2004 within the stipulated period is not deliberate and intentional.In view of the unconditional apology tendered by the Respondent. The same is accepted and accordingly contempt petition stands disposed of with no order as to costs.

(A.S. Aguiar, J.)